

FEDERAL REGISTER

VOLUME 13 1934 NUMBER 61

Washington, Saturday, March 27, 1948

TITLE 3—THE PRESIDENT

PROCLAMATION 2775

PANAMA CANAL TOLL RATES

BY THE PRESIDENT OF THE UNITED STATES OF
AMERICA
A PROCLAMATION

WHEREAS section 411 of title 2 of the Canal Zone Code, approved June 19, 1934, authorizes the President to prescribe and from time to time change the tolls that shall be levied by the Government of the United States for the use of the Panama Canal, and provides that no tolls when so prescribed shall be changed unless six months' notice thereof is given by the President by proclamation; and

WHEREAS section 412 of title 2 of the said Code, as amended by the act of August 24, 1937, 50 Stat. 730 (48 U. S. C. 1315), provides, in part, that the tonnage on which tolls shall be based shall be determined in accordance with the Rules for the Measurement of Vessels for the Panama Canal prescribed by the President, and fixes maximum and minimum rates of toll; and

WHEREAS it appears that the tolls prescribed by Proclamation No. 2247 of August 25, 1937, as amended by Proclamation No. 2249 of August 31, 1937, and now in effect should be increased and should be as hereinafter prescribed:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, acting under and by virtue of the authority vested in me by the aforesaid section 411 of title 2 of the Canal Zone Code, approved June 19, 1934, do hereby prescribe and proclaim the following rates of toll to be paid by vessels using the Panama Canal:

- On merchant vessels, army and navy transports, colliers, hospital ships, supply ships, and yachts, when carrying passengers or cargo, one dollar (\$1.00) per net vessel-ton of 100 cubic feet each of actual earning capacity—that is, the net tonnage determined in accordance with the Rules for the Measurement of Vessels for the Panama Canal.

- On vessels in ballast without passengers or cargo, eighty (80) cents per net vessel-ton.

- On other floating craft, including warships other than transports, colliers, hospital ships, and supply ships, fifty-five (55) cents per ton of displacement.

This proclamation shall become effective on October 1, 1948, and on that date shall supersede the said Proclamation No. 2247 of August 25, 1937, as amended by the said Proclamation No. 2249 of August 31, 1937.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 26th day of March in the year of our Lord nineteen hundred and forty-eight, and of the Independence [SEAL] of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-2813; Filed, Mar. 26, 1948;
11:56 a. m.]

PROCLAMATION 2776

ENUMERATION OF ARMS, AMMUNITION, AND IMPLEMENT OF WAR

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA
A PROCLAMATION

WHEREAS section 12 (1) of the joint resolution of Congress approved November 4, 1939, provides in part as follows (54 Stat. 11; 22 U. S. C. 452 (1)):

The President is hereby authorized to proclaim upon recommendation of the (National Munitions Control) Board from time to time a list of articles which shall be considered arms, ammunition, and implements of war for the purposes of this section • • •

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, acting under and by virtue of the authority conferred upon me by the said joint resolution of Congress, and pursuant to the recommendation of the National Munitions Control Board, and in the interest of the foreign-affairs functions of the United States, hereby declare and proclaim that the articles listed below shall, on and after April 15, 1948, be considered arms, ammunition, and implements of war for the purposes of section 12 of the said joint resolution of Congress:

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CATEGORY I—SMALL ARMS AND MACHINE GUNS

Rifles, carbines, revolvers, pistols, machine pistols, and machine guns (using ammunition of caliber .22 or over); barrels, mounts, breech mechanisms and stocks therefor.

CATEGORY II—ARTILLERY AND PROJECTORS

Guns, howitzers, cannon, mortars, and rocket launchers (of all calibers), military flame throwers, military smoke, gas, or pyrotechnic projectors; barrels, mounts and other components thereof.

CATEGORY III—AMMUNITION

Ammunition of caliber .22 or over for the arms enumerated under (I) and (II) above; cartridge cases, powder bags, bullets, jackets, cores, shells (excluding shotgun); projectiles and other missiles; percussion caps, fuses, primers and other detonating devices for such ammunition.

CATEGORY IV—BOMBS, TORPEDOES AND ROCKETS

Bombs, torpedoes, grenades, rockets, mines, guided missiles, depth charges, and components thereof; apparatus and devices for the handling, control, discharge, detonation, or detection thereof.

CATEGORY V—FIRE CONTROL EQUIPMENT AND RANGE FINDERS

Fire control equipment, range, position and height finders, spotting instruments, aiming devices (gyroscopic, optic, acoustic, atmospheric or flash), bombsights, gun sights and periscopes for the arms, ammunition and implements of war enumerated in this proclamation.

CATEGORY VI—TANKS AND ORDNANCE VEHICLES

Tanks, armored or armored vehicles, armored trains, artillery and small arms repair trucks, military half tracks, tank recovery vehicles, tank destroyers; armor plate, turrets, tank engines, tank tread shoes, tank bogie wheels and idlers therefor.

CATEGORY VII—POISON GASES AND TOXICOLOGICAL AGENTS

All military toxicological and lethal agents and gases; military equipment for the dissemination and detection thereof and defense therefrom.

CATEGORY VIII—PROPELLANTS AND EXPLOSIVES

Propellants for the articles enumerated in Categories III, IV, and VII; military high explosives.

CATEGORY IX—VESSELS OF WAR

Vessels of war of all kinds, including amphibious craft, landing craft, naval tenders, naval transports and naval patrol craft, armor plate and turrets therefor; submarine batteries and nets, and equipment for the laying, detection, and detonation of mines.

CATEGORY X—AIRCRAFT

Aircraft; components, parts and accessories therefor.

CATEGORY XI—MISCELLANEOUS EQUIPMENT

(a) Military radar equipment, including components thereof, radar countermeasures and radar jamming equipment; (b) Military stereoscopic plotting and photo interpretation equipment; (c) Military photo theodolites, telemetering and Doppler equipment; (d) Military super-high speed ballistic cameras; (e) Military radiosondes; (f) Military interference suppression equipment; (g) Military electronic computing devices; (h) Military miniature and sub-miniature vacuum tubes and photoemissive tubes; (i) Military armor plate; (j) Military steel helmets; (k) Military pyrotechnics; (l) Synthetic

training devices for military equipment; (m) Military ultra-sonic generators; (n) All other material used in warfare which is classified from the standpoint of military security.

Effective April 15, 1948, this proclamation shall supersede Proclamation 2717, dated February 14, 1947.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 26th day of March in the year of our Lord nineteen hundred and forty-[SEAL] eight, and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

G. C. MARSHALL,
Secretary of State.

[F. R. Doc. 48-2814; Filed, Mar. 26, 1948;
11:57 a. m.]

EXECUTIVE ORDER 9940**CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE RAILWAY EXPRESS AGENCY, INC., AND CERTAIN OF ITS EMPLOYEES**

WHEREAS a dispute exists between the Railway Express Agency, Inc., a carrier, and certain of its employees represented by the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, AFL, a labor organization; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce to a degree such as to deprive a large section of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U. S. C. 160), I hereby create a board of three members, to be appointed by me, to investigate said dispute. No member of the said board shall be peculiarly or otherwise interested in any organization of employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Railway Express Agency, Inc., or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 25, 1948.

[F. R. Doc. 48-2783; Filed, Mar. 25, 1948;
4:52 p. m.]

EXECUTIVE ORDER 9941**AUTHORIZING THE SECRETARY OF STATE TO PRESCRIBE RULES AND REGULATIONS RELATING TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY SYSTEM**

By virtue of the authority vested in me by section 303 of the Foreign Service Act of 1946 (60 Stat. 1002) and section 202 of the Revised Statutes (5 U. S. C. 156), the Secretary of State is hereby authorized, in the interest of the internal management of the Government, to exercise the authority vested in the President by sections 801 (a) and 881 (a) of the Foreign Service Act of 1946 (60 Stat. 1019 and 1025) to prescribe rules and regulations governing the maintenance of the Foreign Service Retirement and Disability System and the deposit of voluntary contributions into the Foreign Service Retirement and Disability Fund.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 26, 1948.

[F. R. Doc. 48-2810; Filed, Mar. 26, 1948;
10:42 a. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL**Chapter I—Civil Service Commission****PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE****LISTS OF POSITIONS EXCEPTED**

Under authority of § 6.1 (a) of Executive Order No. 9830 and at the request of the agencies concerned, § 6.4 (a) is amended as set out below, effective upon publication in the FEDERAL REGISTER.

§ 6.4 Lists of positions excepted from the competitive service—(a) Schedule A. * * *

(4) Department of the Army. * * *

(xvi) One position of clerk-stenographer-translator or civilian aide to the Joint Brazil-United States Defense Commission, requiring a knowledge of English, Portuguese, and Spanish.

* * * * *

(11) Department of Commerce. * * *

(iv) Student assistants whose salaries shall not aggregate more than \$832 a year. Only bona fide students at high schools or colleges of recognized standing shall be eligible for appointment under this subdivision. Employment under this subdivision shall not exceed 180 working days in any one calendar year.

(Sec. 6.1 (a) E. O. 9830, Feb. 24, 1947, 12 F. R. 1259)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 48-2732; Filed, Mar. 26, 1948;
8:48 a. m.]

RULES AND REGULATIONS

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Lemon Reg. 267]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.374 Lemon Regulation 267—(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq.; 13 F. R. 766), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) **Order.** (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., March 28, 1948, and ending at 12:01 a. m., P. s. t., April 4, 1948, is hereby fixed as follows:

(i) District 1: 275 carloads.

(ii) District 2: Unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 25th day of March 1948.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE		
DISTRICT NO. 1		
Storage Date: March 21, 1948		
[12:01 a. m. March 28, 1948, to 12:01 a. m. April 11, 1948]		
Handler	Prorate base (percent)	Total
American Fruit Growers, Inc., Corona	.310	100.000
American Fruit Growers, Inc., Fullerton	.587	
American Fruit Growers, Inc., Upland	.285	
Hazeltine Packing Co.	1.093	
Ventura Coastal Lemon Co.	.768	
Ventura Pacific Co.	1.369	
Total A. F. G.	4.412	
Klink Citrus Association	.857	
Lemon Cove Association	.511	
Glendora Lemon Growers Association		
La Verne Lemon Association	1.454	
La Habra Citrus Association, The	1.127	
Yorba Linda Citrus Association, The	1.861	
Alta Loma Heights Citrus Association	1.208	
Etiwanda Citrus Fruit Association	.654	
Mountain View Fruit Association	.349	
Old Baldy Citrus Association	.605	
Upland Lemon Growers Association	.828	
Central Lemon Association	5.359	
Irvine Citrus Association, The	1.213	
Placentia Mutual Orange Association	1.132	
Corona Citrus Association	1.099	
Corona Foothill Lemon Co.	.970	
Jameson Co.	2.593	
Arlington Heights Citrus Co.	1.481	
College Heights Orange & Lemon Association	.998	
Chula Vista Citrus Association, The	2.574	
El Cajon Valley Citrus Association	1.609	
Escondido Lemon Association	.525	
Fallbrook Citrus Association	4.878	
Lemon Grove Citrus Association	2.859	
San Dimas Lemon Association	.661	
Carpinteria Lemon Association	2.791	
Carpinteria Mutual Citrus Association	2.584	
Goleta Lemon Association	3.047	
Johnston Fruit Company	2.484	
North Whittier Heights Citrus Association	3.640	
San Fernando Heights Lemon Association	1.317	
San Fernando Lemon Association	2.046	
Sierra Madre-Lamanda Citrus Association	1.100	
Tulare County Lemon & Grapefruit Association	1.241	
Briggs Lemon Association	1.037	
Culbertson Investment Company	1.159	
Culbertson Lemon Association	.280	
Fillmore Lemon Association	1.089	
Oxnard Citrus Association, Plant No. 1	1.998	
Oxnard Citrus Association, Plant No. 2	1.896	
Rancho Sespe	.961	
Santa Paula Citrus Fruit Association	1.315	
Saticoy Lemon Association	8.153	
Seaboard Lemon Association	1.759	
Somis Lemon Association	2.721	
Ventura Citrus Association	2.119	
Limoneira Company	.766	
Teague-McKevett Association	2.864	
East Whittier Citrus Association	.709	
Leffingwell Rancho Lemon Association	.969	
Murphy Ranch Company	.707	
Whittier Citrus Association	1.773	
Whittier Select Citrus Association	1.178	
Total C. F. G. E.	86.525	

PRORATE BASE SCHEDULE—Continued

DISTRICT NO. 1—continued

Handler	Prorate base (percent)
Chula Vista Mutual Lemon Association	1.285
Escondido CoOperative Citrus Association	.444
Glendora CoOperative Citrus Association	.043
Index Mutual Association	.305
La Verne CoOp. Citrus Association	2.319
Orange CoOperative Citrus Association	.170
Ventura County Orange & Lemon Association	2.063
Whittier Mutual Orange & Lemon Association	.212
Total M. O. D.	6.841
California Citrus Groves, Inc., Ltd.	.000
Evans Bros. Packing Co.-Riverside	.693
Harding & Leggett	.116
Johnson, Fred	.081
Levinson, Sam	.017
Orange Belt Fruit Distributors	1.702
Rooke, B. G. Packing Co.	.029
San Antonio Orchard Co.	.184
Total independents	2.222

[F. R. Doc. 48-2781; Filed, Mar. 26, 1948; 9:37 a. m.]

[Orange Reg. 223]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.369 Orange Regulations 223

(a) Findings. (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d Sess., 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) Order. (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., March 28, 1948, and

ending at 12:01 a. m., P. s. t., April 4, 1948, is hereby fixed as follows:

(1) *Valencia oranges.* (a) Prorate Districts Nos. 1 and 2, no movement; (b) Prorate District No. 3, unlimited movement.

(ii) *Oranges other than Valencia oranges.* (a) Prorate District No. 1, unlimited movement; (b) Prorate District No. 2, 1100 carloads; and (c) Prorate District No. 3, unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 of the rules and regulations (11 F. R. 10258) issued pursuant to said order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 24th day of March 1948.

[SEAL] FLOYD F. HEDLUND,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 a. m. Mar. 28, 1948, to 12:01 a. m. Apr. 4, 1948]

ALL ORANGES OTHER THAN VALENCIA ORANGES

Prorate District No. 2

Handler	Prorate base (percent)
Total	100.0000
A. F. G. Alta Loma	.1638
A. F. G. Corona	.5948
A. F. G. Fullerton's	.0000
A. F. G. Orange	.0000
A. F. G. Riverside	.5288
Hazeltine Packing Co.	.1431
Placentia Pioneer Valley Growers Association	.0000
Signal Fruit Association	.9347
Azusa Citrus Association	.9301
Azusa Orange Co.	.1307
Damerel-Allison Co.	.9996
Glendora Mutual Orange Association	.5077
Irwindale Citrus Association	.3544
Puente Mutual Citrus Association	.0467
Valencia Heights Orchard Association	.2150
Covina Citrus Association	1.8127
Covina Orange Growers Association	.4367
Duarte-Monrovia Fruit Exchange	.4562
Glendora Citrus Association	1.0314
Glendora Heights Orange & Lemon Association	.1406
Gold Buckle Association	.5285
La Verne Orange Association	3.5654
Anaheim Citrus Fruit Association	.0000
Anaheim Valencia Orange Association	.0000
Eadington Fruit Company, Inc.	.0000
Fullerton Mutual Orange Association	.0000
La Habra Citrus Association	.0000
Orange County Valencia Association	.0000
Orangethorpe Citrus Association	.0000
Placentia Coop. Orange Association	.0000
Yorba Linda Citrus Association, The	.0000
Alta Loma Heights Citrus Association	.3952

PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Citrus Fruit Growers	0.9704
Cucamonga Citrus Association	.5720
Etiwanda Citrus Fruit Association	.2088
Mountain View Fruit Association	.1757
Old Buddy Citrus Association	.4802
Rialto Heights Orange Association	.4515
Upland Citrus Association	2.4996
Upland Heights Orange Growers	1.0785
Consolidated Orange Growers	.0000
Frances Citrus Association	.0036
Garden Grove Citrus Association	.0000
Goldenwest Citrus Association, The	.0000
Olive Heights Citrus Association	.0410
Santa Ana-Tustin Mutual Citrus Association	.0214
Santiago Orange Growers Association	.0000
Tustin Hills Citrus Association	.0000
Villa Park Orchards Association, The	.0174
Bradford Brothers, Inc.	.0000
Placentia Mutual Orange Association	.0000
Placentia Orange Growers Association	.0000
Call Ranch	.7871
Corona Citrus Association	.9463
Jameson Company	.3667
Orange Heights Orange Association	1.1825
Crafton Orange Growers Association	.4956
E. Highlands Citrus Association	1.6523
Fontana Citrus Association	.4751
Highland Fruit Growers Association	.6288
Redlands Heights Groves	1.0708
Redlands Orangedale Association	1.1797
Break & Son, Allen	.2941
Bryn Mawr Fruit Growers Association	1.1402
Krinard Packing Co.	2.1203
Mission Citrus Association	.7906
Redlands Coop. Fruit Association	1.7544
Redlands Orange Growers Association	.5255
Redlands Select Groves	.7246
Rialto Citrus Association	.4095
Rialto Orange Co.	1.0906
Southern Citrus Association	.7988
United Citrus Co.	.6358
Zien Citrus Co.	.3360
Andrews Brothers of Calif.	.5494
Arlington Heights Citrus Co.	1.9568
Brown Estate, L. V. W.	1.8274
Gavilan Citrus Association	.3177
Hemet Mutual Groves	.7263
Highgrove Fruit Association	2.1156
McDermont Fruit Co.	1.1957
Monte Vista Citrus Association	.8912
National Orange Co.	1.3914
Riverside Heights Orange Growers Association	.7255
Sierra Vista Packing Association	2.8466
Victoria Avenue Citrus Association	1.2673
Claremont Citrus Association	.5992
College Heights Orange & Lemon Association	1.5568
El Camino Citrus Association	1.9245
Indian Hill Citrus Association	.4659
Pomona Fruit Growers Exchange	1.7223
Walnut Fruit Growers Association	.0000
West Ontario Citrus Association	.4992
El Cajon Valley Citrus Association	.2870
Escondido Orange Association	.0000
San Dimas Orange Growers Association	.0000
Ball & Tweedy Association	.0000
Canoga Citrus Association	.0000
N. Whittier Heights Citrus Association	.1150
San Fernando Fruit Growers Association	.8526
San Fernando Heights Orange Association	.8766

PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Sierra Madre Lamanda Citrus Association	0.0000
Camarillo Citrus Association	.0087
Fillmore Citrus Association	1.1359
Ojai Orange Association	1.0006
Piru Citrus Association	.2983
Santa Paula Orange Association	.1157
Tapo Citrus Association	.0010
E. Whittier Citrus Association	.0000
Whittier Citrus Association	.0000
Whittier Select Citrus Association	.0000
Anaheim Coop. Orange Association	.0000
Bryn Mawr Mutual Orange Association	.6282
Chula Vista Mutual Lemon Association	.0000
Escondido Coop. Citrus Association	.0000
Euclid Avenue Orange Association	2.2949
Foothill Citrus Union, Inc.	.1093
Fullerton Coop. Orange Association	.0000
Garden Grove Orange Coop., Inc.	.0000
Glendora Coop. Citrus Association	.0689
Golden Orange Groves, Inc.	.2325
Highland Mutual Groves	.2757
Index Mutual Association	.0045
La Verne Coop. Citrus Association	.8.0346
Mentone Heights Association	.9887
Olive Hillside Groves	.0000
Orange Coop. Citrus Association	.0000
Redlands Foothill Groves	2.4705
Redlands Mutual Orange Association	.9732
Riverside Citrus Association	.4415
Ventura County Orange & Lemon Association	.2281
Whittier Mutual Orange & Lemon Association	.0000
Babluice Corp. of Calif.	.2208
Banks Fruit Co.	.2054
California Fruit Distributors	.0510
Cherokee Citrus Co., Inc.	.8846
Chess Company, Meyer W.	.2861
Evans Brothers Packing Co.	.5690
Gold Banner Association	2.0437
Granada Packing House	.1936
Hill, Fred A.	.7269
Inland Fruit Dealers	.3687
Orange Belt Fruit Distributors	2.1449
Panno Fruit Co., Carlo	.0944
Paramount Citrus Association, Inc.	.3317
Placentia Orchards Co.	.0000
San Antonio Orchard Co.	1.3483
Snyder & Sons Co., W. A.	.3390
Torn Ranch	.0598
Wall, E. T.	.9739
Western Fruit Growers, Inc., Reds.	2.9376
Yorba Orange Growers Association	.0000

[F. R. Doc. 48-2782; Filed, Mar. 26, 1948;
9:37 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

PART 825—RENT REGULATIONS UNDER THE

HOUSING AND RENT ACT OF 1947

RENT REGULATION FOR CONTROLLED ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

Amendment 25 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments.¹ The

¹ 12 F. R. 4802, 5423, 5457, 5699, 6027, 6686, 6923, 7111, 7630, 7825, 7998, 8660; 13 F. R. 6, 62, 181, 216, 294, 321, 442, 476, 497, 523, 828, 861, 1119.

RULES AND REGULATIONS

Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§ 825.5) is amended in the following respect:

1. Schedule B is amended by incorporating item 29 as follows:

29. Provisions relating to Orange County, California, a portion of the Los Angeles Defense-Rental Area.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective March 26, 1948, the maximum rents for all housing accommodations in Orange County, California, a part of the Los Angeles Defense-Rental Area, shall be increased 7 percent except in cases in which the maximum rent has been established under section 4 (b) of this regulation. All provisions of this regulation insofar as they are applicable to the Los Angeles Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective March 26, 1948.

Issued this 26th day of March 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement To Accompany Amendment 25 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments

The Local Advisory Board for Orange County, a part of the Los Angeles Defense-Rental Area, State of California, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947 recommended an increase in the general rent level in Orange County, California, a part of the Los Angeles Defense-Rental Area.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 7 percent, and is, therefore, issuing this amendment to effectuate such portion of the recommendation.

[F. R. Doc. 48-2784; Filed, Mar. 26, 1948; 9:48 a. m.]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947

CONTROLLED HOUSING RENT REGULATION

Amendment 25 to the Controlled Housing Rent Regulation.¹ The Controlled Housing Rent Regulation (§ 825.1) is amended in the following respect:

1. Schedule B is amended by incorporating item 28 as follows:

28. Provisions relating to Orange County, California, a portion of the Los Angeles Defense-Rental Area.

Increases in maximum rents based upon the recommendation of the Local Advisory Board. Effective March 26, 1948, the maximum rents for all housing accommodations in Orange County, California, a part of the Los Angeles Defense-Rental Area, shall be increased 7 percent except in cases in which the maximum rent has been established under section 4 (b) of this regulation. All provisions of this regulation insofar as they are applicable to the Los Angeles Defense-Rental Area are hereby amended to the extent necessary to carry this provision into effect.

This amendment shall become effective March 26, 1948.

Issued this 26th day of March 1948.

TIGHE E. WOODS,
Housing Expediter.

Statement to Accompany Amendment 25 to the Controlled Housing Rent Regulation

The Local Advisory Board for Orange County, a part of the Los Angeles Defense-Rental Area, State of California, has, in accordance with section 204 (e) (1) (B) of the Housing and Rent Act of 1947 recommended an increase in the general rent level in Orange County, California, a part of the Los Angeles Defense-Rental Area.

The Housing Expediter has found that this recommendation is appropriately substantiated and is in accordance with applicable law and regulations to the extent of 7 percent, and is, therefore, issuing this amendment to effectuate such portion of the recommendation.

[F. R. Doc. 48-2785; Filed, Mar. 26, 1948; 9:48 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[Dept. Circ. 570, Rev. Apr. 20, 1943, 1948, 17th Supp.]

PART 226—SURETY COMPANIES ACCEPTABLE ON FEDERAL BONDS

NATIONAL GRANGE MUTUAL LIABILITY CO.

MARCH 23, 1948.

A certificate of authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279-80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (6 U. S. C. 6-13), as an acceptable surety on Federal bonds. An underwriting limitation of \$196,000.00 has been established for the company. Further details as to the extent and localities with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Section 226.1 *Surety companies acceptable on Federal bonds; acceptable reinsurance companies* is hereby amended by adding the following company:

Name of Company, Location of Principal Executive Office and State in Which Incorporated

New Hampshire

National Grange Mutual Liability Company, Keene, New Hampshire.

(28 Stat. 279-80, 36 Stat. 241; 6 U. S. C. 6-13)

[SEAL] E. H. FOLEY, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 48-2727; Filed, Mar. 26, 1948; 8:47 a. m.]

TITLE 35—PANAMA CANAL

Chapter I—Canal Zone Regulations

PART 27—TOLLS FOR USE OF CANAL

RATES OF TOLL

CROSS REFERENCE: For changes in the rates of toll for use of the Panama Canal prescribed by Proclamation 2247, as amended by Proclamation 2249, codified in § 27.1, see Proclamation 2775, *supra*.

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service, Department of the Interior

PART 1—AREAS ADMINISTERED BY THE NATIONAL PARK SERVICE

MONTEZUMA CASTLE NATIONAL MONUMENT, ARIZONA

CROSS REFERENCE: For the addition of designated lands to the Montezuma Castle National Monument, Arizona, thereby affecting the tabulation contained in § 14, see Bureau of Land Management document designated Misc. 1642411 in the Notices section, *infra*.

Chapter II—Forest Service, Department of Agriculture

PART 201—NATIONAL FORESTS

KISATCHIE NATIONAL FOREST; TRANSFER OF JURISDICTION OF SURPLUS FOREST LANDS

CROSS REFERENCE: For transfer of lands from Federal Farm Mortgage Corporation to Forest Service, see Surplus Property Transfer Order No. 9 of Federal Farm Mortgage Corporation in Notices section, *infra*, which affects the tabulation contained in § 201.1.

PART 201—NATIONAL FORESTS

COCONINO NATIONAL FOREST, ARIZONA

CROSS REFERENCE: For order affecting the reservation of public lands involved in the reservation for the Coconino National Forest, thereby affecting the tabulation contained § 201.1, see Bureau of Land Management document designated Misc. 1642411 in the Notices section, *infra*.

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2414]

PART 4—DELEGATION OF AUTHORITY

BUREAU OF LAND MANAGEMENT; DELEGATIONS TO DIRECTOR IN SPECIFIED MATTERS

The following subparagraph is added to paragraph (a) of § 4:275 (12 F. R. 8678):

§ 4.275 Functions with respect to various statutes. (a) * * *

(58) The determination, after receipt of a favorable report from the Geological Survey, that the disposal, under non-

¹ 12 F. R. 4331, 5421, 5454, 5697, 6027, 6687, 6928, 7111, 7630, 7825, 7999, 8660; 13 F. R. 6, 62, 180, 216, 294, 322, 441, 475, 476, 498, 523, 827, 861, 1118.

mineral applications, of lands classified, withdrawn or reported as valuable for any leaseable mineral, or lying within the geologic structure of a field, or embraced in mineral permits or leases, or in applications for such permits or leases, will not unreasonably interfere with operations under the leasing laws, as authorized by the proviso to the act of March 4, 1933 (47 Stat. 1570; 30 U. S. C. 124) and by section 29 of the Mineral Leasing Act of February 25, 1920 (41 Stat. 449, 30 U. S. C. 186).

(R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201; Reorg. Plan No. 3 of 1946; 43 CFR 4.250)

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 17, 1948.

[F. R. Doc. 48-2713; Filed, Mar. 26, 1948;
8:52 a. m.]

[Order 2415]

PART 4—DELEGATIONS OF AUTHORITY

BUREAU OF LAND MANAGEMENT; DELEGATIONS TO DIRECTOR IN SPECIFIED MATTERS

Section 4.275 (12 F. R. 8678) is amended by adding to paragraph (a) thereof the following subparagraph:

§ 4.275 Functions with respect to various statutes. (a) * * *

(64) Reports and certifications as to the public lands, in connection with Federal Lands Highway Projects under the act of June 24, 1930 (46 Stat. 805, 23 U. S. C. sec. 3); provided, clearance is obtained from the appropriate agency in matters relating to lands administered by agencies other than the Bureau of Land Management.

(R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201; Reorg. Plan No. 3 of 1946, 43 CFR 4.250)

OSCAR L. CHAPMAN,
Under Secretary of the Interior.

MARCH 23, 1948.

[F. R. Doc. 48-2715; Filed, Mar. 26, 1948;
8:52 a. m.]

Chapter I—Bureau of Land Management, Department of the Interior

PART 50—ORGANIZATION AND PROCEDURE

DELEGATIONS OF AUTHORITY

CROSS REFERENCE: For orders affecting the list of delegations of authority contained in §§ 50.57 to 50.81, inclusive, see the delegations in Part 4 of this title, *supra*, concerning disposal of certain lands under nonmineral applications and reports and certifications as to public lands.

[Circular 1675]

Subchapter A—Alaska

PART 66—HOMESTEADS ON COAL, OIL, AND GAS LANDS

ACTION BY REGISTER ON APPLICATIONS

Section 66.2 is amended by substituting the following for the first sentence thereof:

§ 66.2 Action by register on applications. Applications to make homestead entry for land embraced in a coal, oil, or gas permit or lease, should be suspended and forwarded to the Bureau of Land Management for consideration and instruction.

(R. S. 453, 2478; 43 U. S. C. 2, 1201)

FRED W. JOHNSON,
Director.

Approved: March 16, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of
the Interior.

[F. R. Doc. 48-2711; Filed, Mar. 26, 1948;
8:52 a. m.]

Subchapter B—Applications and Entries

[Circular 1674]

PART 102—AGRICULTURAL ENTRIES ON MINERAL LANDS

The following text is substituted for §§ 102.34 to 102.42, inclusive:

Sec.

- 102.34 Disposition of surface discretionary as to lands embraced in mineral permits and leases or classified, withdrawn, or reported as valuable for any mineral subject to lease.
- 102.35 Definition of prior mineral claim.
- 102.36 Notation in notice of allowance of nonmineral application.
- 102.37 Notation on final certificate and patent.
- 102.38 Compensation for damages by mineral claimant.

AUTHORITY: §§ 102.34 to 102.38, inclusive, issued under R. S. 453, 2478; 41 Stat. 450; 43 U. S. C. 2, 1201, 30 U. S. C. 189.

§ 102.34 Disposition of surface discretionary as to lands embraced in mineral permits and leases or classified, withdrawn, or reported as valuable for any mineral subject to lease. Section 29 of the Mineral Leasing Act of February 25, 1920 (41 Stat. 449; 30 U. S. C. 186) and the act of March 4, 1933 (47 Stat. 1570; 30 U. S. C. 124) grant the Secretary of the Interior complete discretion to determine whether the surface of public lands embraced in mineral permits or leases, or in applications for such permits or leases, or classified, withdrawn, or reported as valuable for any leaseable mineral, or lying within the geologic structure of a field, should be disposed of. Accordingly, where a nonmineral application is filed, in the continental United States,¹ for any of such described lands, the nonmineral application may be allowed only if it is determined by the Director, Bureau of Land Management, with the concurrence of the Director, Geological Survey, that the disposal of the lands under the nonmineral applica-

¹ Sections 102.34 to 102.38, inclusive, apply to all public land States, including, though not limited to, those States which are specifically excepted by statute from the operation of the mining laws, but which are covered by the Mineral Leasing Act of February 25, 1920 (41 Stat. 437, 30 U. S. C. 181) (48 L. D. 629, Apr. 8, 1922). Sections 102.34 to 102.38 do not apply, however, to public domain lands in Alaska, which are governed by § 66.2 of this Chapter.

tion will not unreasonably interfere with current or contemplated operations under the Mineral Leasing Acts. Appeals from any decision of the Director, Bureau of Land Management, may be taken to the Secretary by any affected party in accordance with the Rules of Practice (43 CFR Part 221).

§ 102.35 Definition of prior mineral claim. As used in §§ 102.36 to 102.38, inclusive, a mineral claim is "prior" where an application for a mineral permit or lease has been filed before either the filing of a complete nonmineral application for part or all of the same land, or before the classification of that land for the purposes requested by that nonmineral applicant: *Provided*, That the nonmineral application is not either for

(a) A State exchange under Section 8 of the Taylor Grazing Act (48 Stat. 1269; 43 U. S. C. 315g), as amended, filed prior to such mineral claim; or

(b) A reclamation homestead under the Reclamation Act of June 17, 1902 (32 Stat. 388; 43 U. S. C. sec. 372 et seq.) for lands applied for by a mineral claimant under the Leasing Act after withdrawal for reclamation purposes.

§ 102.36 Notation in notice of allowance of nonmineral application. Wherever the mineral claim is "prior", the following notation will be made in the notice of allowance of the nonmineral application, as well as on the original copy of that nonmineral application:

This land is subject to the right of any prior mineral permittee or lessee, or of any prior applicant for a mineral permit or lease, to occupy and use so much of the surface of the lands as may be reasonably required for mineral leasing operations, without liability to the nonmineral entryman or patentee for crop and improvement damages resulting from such mineral activity.

§ 102.37 Notation on final certificate and patent. Wherever a nonmineral application, which is affected by the notation described in § 102.36, proceeds to issuance of final certificate and patent, and at the time of such issuance there is outstanding a mineral lease, permit, or application therefor, based on a "prior" mineral claim, such final certificate and patent will indicate that they are subject to the act of March 4, 1933 (47 Stat. 1570; 30 U. S. C. sec. 124).

Such final certificate and patent will indicate that they are also subject to the provisions and limitations of section 29, act of February 25, 1920 (41 Stat. 449; 30 U. S. C. 186), if, when the final certificate or patent issues, there is outstanding a mineral lease or permit based on a "prior" mineral claim.

§ 102.38 Compensation for damages by mineral claimant. In any case where there is no "prior" mineral claim, any person obtaining authority to prospect for, mine or remove the reserved mineral deposits will be liable to the entryman, selector or patentee of the surface for any damages to crops or improvements

RULES AND REGULATIONS

which may result from his prospecting or mining operations on the land.

FRED W. JOHNSON,
Director.

Approved: March 16, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of
the Interior.

[F. R. Doc. 48-2710; Filed, Mar. 26, 1948;
9:04 a. m.]

Subchapter L—Mineral Lands

[Circular 1673]

PART 199—MINERALS SUBJECT TO LEASE
UNDER SPECIAL LAWS¹MINERAL LEASES IN LANDS PATENTED FOR PARK
OR OTHER PUBLIC PURPOSES

GENERAL PROVISIONS

Sec.	
199.40	Statutory authority.
199.41	Lands to which applicable.
199.42	Minerals to be leased.
199.43	Notice to the owner of the surface.
199.44	Protection of surface.
199.45	Bonds.
199.46	Operating regulations.
199.47	Existing regulations applied to leases of oil, gas, coal, potassium, sodium and phosphate.
199.48	Form of leases.

MINERALS OTHER THAN OIL, GAS, COAL,
POTASSIUM, SODIUM AND PHOSPHATE

199.49	Leasing unit.
199.50	Acreage limitation.
199.51	Royalty and rentals.
199.52	Qualifications of applicants.
199.53	Filing of application.
199.54	Form and contents of application.
199.55	Term of lease.
199.56	Form of lease.

AUTHORITY: §§ 199.40 to 199.56, inclusive, issued under 47 Stat. 1487, 49 Stat. 1482, 2026.

MINERAL LEASES IN LANDS PATENTED FOR
PARK OR OTHER PUBLIC PURPOSES

GENERAL PROVISIONS

§ 199.40 *Statutory authority.* The act of March 3, 1933 (47 Stat. 1487), as amended by the act of June 5, 1936 (49 Stat. 1482) and the act of June 29, 1936 (49 Stat. 2026), authorizes the Secretary of the Interior to dispose of the reserved minerals in the lands patented to the State of California pursuant thereto, at such times and under such conditions as he may prescribe, and §§ 199.40 to 199.56, inclusive, are promulgated for the purpose of permitting the disposal of the mineral deposits in such lands.

§ 199.41 *Lands to which applicable.* Sections 199.40 to 199.56, inclusive, apply to the lands patented to the State of California for park purposes.²

§ 199.42 *Minerals to be leased.* All disposal of minerals within the reserved

¹ This head is substituted for that given for Part 199 in Circular 1622, October 23, 1946.

² A list of the patented lands may be obtained from the Manager of the District Land Office, Los Angeles, California.

areas covered by §§ 199.40 to 199.56, inclusive, shall be by lease.

§ 199.43 *Notice to the owner of the surface.* The Manager of the District Land Office will notify the surface owner or his authorized representative of each application received and will suspend the application pending receipt of a report as to any special stipulations to be incorporated in the lease. Notice of any proposed offer of lands for lease will also be given to the surface owner prior to publication thereof. Should the surface owner object to the leasing of any tract for reasons determined by the Secretary to be satisfactory, the application will be rejected or the offer of the land for lease will be withheld.

§ 199.44 *Protection of surface.* All leases issued pursuant to §§ 199.40 to 199.56, inclusive, shall be conditioned upon compliance by the lessee with all of the laws or rules and regulations of the surface owner for the safeguarding and protection of the plant life, scenic features and park or recreational improvements on the land, not inconsistent with the terms of the lease or §§ 199.40 to 199.56, inclusive. The lease shall also provide that any mining work performed upon the lease shall be located consistent with any requirements of the owner of the surface necessary to the protection of the surface rights and uses and so conducted as to result in the least possible injury to plant life, scenic features and improvements and that, upon completion of the mining operation, all excavations, including wells, shall be closed and the property be conditioned for abandonment to the satisfaction of the surface owner. The lease shall further provide that any use of the lands for ingress to and egress from the mine for all necessary purposes shall be on a route to be first approved by the surface owner or his duly authorized representative.

§ 199.45 *Bonds.* Each lessee will be required to furnish a bond in such sum as may be determined adequate, in no case less than \$1,000, to insure compliance with the terms of the lease and for the protection of the surface owner.

§ 199.46 *Operating regulations.* All leases will be required to operate under the applicable operating regulations of this Department.

§ 199.47 *Existing regulations applied to leases of oil, gas, coal, potassium, sodium and phosphate.* The regulations contained in Parts 191 and 192 of this chapter to the extent that they are applicable and not inconsistent with §§ 199.40 to 199.56, inclusive, shall govern oil and gas leases issued hereunder. In

* The operating regulations are contained in Title 30 CFR, those applicable to coal in Part 211, to oil in Part 221, and to potash, oil shale, sodium and phosphate, sulphur, gold, silver and quicksilver in Part 231. Leases for minerals not listed in the preceding sentence will be governed by the operating regulations in 30 CFR Part 231.

like manner the regulations in Parts 191 and 193, 191 and 194, 191 and 195, and 191 and 196 so far as applicable shall govern the leasing respectively of coal, potassium, sodium and phosphate within the area.

§ 199.48 *Form of leases.* Oil and gas leases will be issued on Form 4.213 with such changes in language as may be required to comply with §§ 199.40 to 199.56, inclusive, and the rentals and royalties payable thereunder will be set forth in Schedule A as to noncompetitive leases and Schedule B as to competitive leases which schedules will be attached to the lease and made a part thereof. Leases for the other minerals named in the preceding section will be upon the forms prescribed for the leasing of such minerals under the mineral leasing act of February 25, 1940 (41 Stat. 437, 30 U. S. C. 181 et seq.), as amended and supplemented, with necessary deletions and additions conformable to §§ 199.40 to 199.56, inclusive.

MINERALS OTHER THAN OIL, GAS, COAL,
POTASSIUM, SODIUM AND PHOSPHATE

§ 199.49 *Leasing units.* A leasing unit in any case shall consist of such area of land as shall be determined by the Secretary to constitute an economic working unit based upon the quantity of the leased mineral in the land, the available market therefor and such other factors as he may determine to be material.

§ 199.50 *Acreage limitation.* In no case shall more than 2,560 acres be leased to any one person, association or corporation. Every applicant for a lease under §§ 199.49 to 199.56, inclusive, must show that, with the area applied for, his or its direct or indirect interests in such leases and other applications therefore, will not exceed in the aggregate 2,560 acres.

§ 199.51 *Royalty and rentals.* The rate of royalty will be fixed prior to the issuance of the lease, but in no case will the royalty rate be less than two per centum of the quantity or gross value of the output of the leased mineral at the point of shipment to market.

Rental for the first year must be paid prior to issuance of the lease at the rate of 25 cents per acre or fraction thereof and thereafter annually in advance at the rate of \$1 per acre or fraction of an acre, such rental to be credited against royalties accruing for the year for which paid.

§ 199.52 *Qualifications of applicants.* Leases may be issued to (a) citizens of the United States, (b) associations of such citizens, or (c) corporations organized under the laws of the United States or of any State or Territory thereof, provided as to corporations, that no appreciable amount of the stock is held by citizens of countries which do not permit similar or like privileges to citizens of the United States.

§ 199.53 *Filing of application.* Applications must be accompanied by a mini-

mum fee of \$10 for each application embracing not more than 800 acres and an additional fee of \$2 for each 160 acres or fraction thereof over 800 acres, and be filed in the appropriate district land office, addressed to the Director of the Bureau of Land Management.

§ 199.54 Form and contents of application. No specific form of application is required, but it should cover, in substance, the following points, namely:

(a) Applicant's name and address.

(b) Proof of citizenship of applicant; by statement of such fact if native born; or, if naturalized, by statement giving the date of naturalization, court in which naturalized, and number of certificate if known; if a corporation, by certified copy of the articles of incorporation thereof, and showing as to residence and citizenship of its stockholders.

(c) A statement of all holdings by the applicant of leases under §§ 199.40 to 199.56, inclusive, pending applications therefor and interests, directly or indirectly, held in such leases.

(d) Description of the land for which the lease is desired, by legal subdivisions, a statement as to whether the land is occupied or is being used, the nature and

extent of such occupation and use and of any improvements on the land.

(e) Proposed method of conducting exploratory operations, the estimated duration of such exploration and the extent that operations are likely to interfere with the use of the land for the purposes for which it was granted.

§ 199.55 Term of lease. Leases will be issued for a period of five years and, in the discretion of the Secretary upon application of the lessee filed within the 90 day period immediately preceding the expiration date of the lease, may be renewed at the expiration thereof for additional periods of five years each, on such reasonable terms as he may prescribe at the time of such renewal.

§ 199.56 Form of lease. Leases will be issued on Form 4-244.

FRED W. JOHNSON,
Director.

Approved: March 18, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of
the Interior.

[F. R. Doc. 48-2709; Filed, Mar. 26, 1948;
8:51 a. m.]

Subchapter W—Timber and Stone Lands

[Circular No. 1676]

PART 285—TIMBER AND STONE ENTRIES STATUTORY AUTHORITY

Section 285.1 is amended by substituting the following for the second paragraph thereof:

§ 285.1 Statutory authority. * * *

Applications for timber and stone entries are considered to be "nonmineral applications". They are, therefore, subject to the provisions of §§ 102.34 to 102.38, inclusive, of this chapter, which deal generally with the filing of non-mineral applications for lands embraced in mineral leases or permits or applications therefor.

(Sec. 3, 20 Stat. 90; 43 U. S. C. 313)

FRED W. JOHNSON,
Director.

Approved: March 16, 1948.

MASTIN G. WHITE,
Acting Assistant Secretary of
the Interior.

[F. R. Doc. 48-2712; Filed, Mar. 26, 1948;
8:52 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry [9 CFR, Part 151]

RECOGNITION OF BREEDS AND BOOKS OF RECORD OF PUREBRED ANIMALS

NOTICE OF PROPOSED AMENDMENT

Notice is hereby given that the Secretary of Agriculture, pursuant to the authority vested in him by section 201, paragraph 1606 of the Tariff Act of

1930 (19 U. S. C., sec. 1201, par. 1606), proposes to recognize the book of record of Arabian horses entitled "Arabian Section, General Stud and Herd Book," published by the Canadian National Live Stock Records, Ottawa, Canada (R. G. T. Hitchman, Director), and to add the name of the stud book to the list of books of record named in 9 CFR and Supps. 151.6 (b), under the sub-heading "Horses".

Any person who wishes to submit written data or arguments concerning the proposed amendment may do so by

filings them with the Chief of the Bureau of Animal Industry, Agricultural Research Administration, United States Department of Agriculture, Washington, 25, D. C., within ten calendar days after the date of publication of this notice in the FEDERAL REGISTER.

Issued this 23d day of March 1948.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 48-2717; Filed, Mar. 26, 1948;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs [T. D. 51864]

COAL, COKE, AND BRIQUETS IMPORTED FROM CERTAIN COUNTRIES

TAXABLE STATUS

MARCH 23, 1948.

Coal, coke made from coal, and coal or coke briquets imported from the following countries and entered for consumption

or withdrawn from warehouse for consumption during the period from January 1 to December 31, 1948, inclusive, will not be subject to the tax of 10 cents per 100 pounds prescribed in the Internal Revenue Code, section 3423:

Canada, Chile, Portugal, Brazil.

Coal, coke made from coal, and coal or coke briquets produced in the following countries, imported into the United States directly or indirectly therefrom, and entered for consumption or withdrawn from warehouse for consumption during the calendar year 1948 will be exempt from the tax by virtue of the Internal Revenue Code, section 3420:

Mexico, Argentina, United Kingdom, Colombia, Netherlands, Poland.

Such fuels will be subject to the tax when imported from the following countries and entered or withdrawn for consumption during the calendar year 1948:

Union of South Africa.

The above list does not include countries from which there have been no importations of coal or allied fuels since January 1, 1946. Further information concerning the taxable status of such fuels imported during the calendar year 1948 will be furnished upon application therefor to the Bureau.

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

[F. R. Doc. 48-2728; Filed, Mar. 26, 1948;
8:47 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 1642411]

ARIZONA

ADDITION OF ACQUIRED LANDS TO MONTEZUMA CASTLE NATIONAL MONUMENT AND TRANSFER OF PUBLIC LANDS FROM COCONINO NATIONAL FOREST TO MONTEZUMA CASTLE NATIONAL MONUMENT

MARCH 18, 1948.

The act of October 19, 1943, c. 266, 57 Stat. 572, authorized the Secretary of the Interior to acquire, on behalf of the United States, certain lands located in the State of Arizona known as the Montezuma Well property, and provided that such lands, when acquired, should become a detached unit of Montezuma Castle National Monument; and that effective on the date of the acquisition of such property, the adjoining public lands described below should also become a part of the national monument.

The title to the privately-owned lands was accepted by the Assistant Secretary of the Interior on April 4, 1947. It, therefore, appears that, pursuant to the aforesaid act of October 19, 1943, the following-described lands were added to and became a part of the Montezuma Castle National Monument effective April 4, 1947:

GILA AND SALT RIVER MERIDIAN

T. 15 N., R. 6 E.,
Sec. 31, lot 2 and SE $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described contains 77.74 acres of public land.

Beginning at the $\frac{1}{4}$ corner common to sec. 31, T. 15 N., R. 6 E., and sec. 36, T. 15 N., R. 5 E.; thence by metes and bounds:
 S. 89° 56' E., 2,568.15 feet;
 N. 0° 04' W., 1,322.23 feet;
 S. 89° 53' E., 1,321.50 feet;
 S. 0° 04' E., 1,417.20 feet;
 S. 65° 31' W., 116.00 feet;
 S. 49° 02' W., 291.20 feet;
 S. 33° 43' W., 425.00 feet;
 S. 33° 06' W., 350.00 feet;
 S. 49° 38' W., 424.62 feet;
 S. 72° 35' W., 255.77 feet;
 S. 89° 45' W., 2,490.00 feet to a point on the township line from which the $\frac{1}{4}$ corner above referred to bears N., 3° 23' W., 1,351.00 feet;
 West, 1,858.99 feet;
 N. 10° 13' E., 83.69 feet;
 N. 19° 20' E., 280.70 feet;
 N. 21° 02' E., 116.74 feet;
 N. 67° 20' E., 826.10 feet;
 N. 32° 42' W., 528.56 feet;
 N. 14° 18' W., 133.45 feet;
 East, 1,185.80 feet to the point of beginning.

The area described contains 183.6 acres of lands acquired as hereinabove set forth, known as the Montezuma Well property, situated partly in section 36, T. 15 N., R. 5 E., and partly in section 31, T. 15 N., R. 6 E.

The reservation made pursuant to the act of October 19, 1943, supersedes as to the public lands involved the reservation for the Black Mesa Forest Reserve, now the Coconino National Forest, made by the Proclamation of August 17, 1898.

THOS. C. HAVELL,
Assistant Director.

[F. R. Doc. 48-2714; Filed, Mar. 26, 1948;
8:52 a. m.]

NOTICES

DEPARTMENT OF COMMERCE

Office of Materials Distribution

[Haulage Request TR-3, as amended Dec. 12, 1947, Rev.]

TRANSPORTATION IN HIGH PRESSURE TANK CARS AND STORAGE OF ANHYDROUS AMMONIA, LIQUEFIED PETROLEUM GAS AND CHLORINE

Haulage Request TR-3, as amended December 12, 1947 (12 F. R. 8387), issued pursuant to Certificate 216 under section 12 of Public Law 603, 77th Congress (56 Stat. 357), having expired on January 25, 1948 and said Public Law 603 having been repealed by Public Law 239, 80th Congress, is hereby revoked of record as of January 25, 1948.

Issued this 27th day of March 1948.

OFFICE OF MATERIALS DISTRIBUTION,
RAYMOND S. HOOVER,
Issuance Officer.

Certificates and Findings; Withdrawal and Revocation

Certificates and findings issued pursuant to section 12 of Public Law 603,

SCHEDULE A

Certificate No.	Date originally issued	Federal Register citation	Subject
5	July 11, 1942	7 F. R. 5656	Compounding of Synthetic Rubber.
7	July 28, 1942	7 F. R. 5897	Manufacture of Synthetic Rubber.
23	Nov. 27, 1942	7 F. R. 10123	Agreement for Production of Butadiene.
25	Dec. 4, 1942	7 F. R. 10304	Exchange of Technical Information on Synthetic Rubber.
103	July 28, 1943	8 F. R. 10647	Cooperative Action Plan between certain oil companies.
104	July 28, 1943	8 F. R. 10647	Cross-License Agreement (Buna Rubber).
195	Feb. 1, 1944	9 F. R. 1561	Exchange and Use of Technical Information on Butadiene.
196	Feb. 23, 1944	9 F. R. 2317	Technical Information on Styrene (Approval of Agreement on Exchange and Use in Canada).
204	June 26, 1944	9 F. R. 7234	Exchange and Use in Canada of Technical Information on Butadiene.
205	June 26, 1944	9 F. R. 7234	Exchange and Use in Canada of Technical Information on Synthetic Rubber.
211	Jan. 8, 1945	10 F. R. 404	Form of Contract for Procuring Materials for War and Essential Civilian Requirements (Approval of Forms).
212	May 8, 1945	10 F. R. 5166	United States Commercial Co. Contract for Copra.
216	Oct. 24, 1946	11 F. R. 13114	Transportation in High Pressure Tank Cars.

¹ Certificate No. 104 by its terms runs for six months after the cessation of hostilities. Executive Order 2714, December 31, 1946 (12 F. R. 1) proclaimed the cessation of hostilities as of twelve o'clock noon, December 31, 1946.

[F. R. Doc. 48-2744; Filed, Mar. 26, 1948; 9:50 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 2021]

ALASKA AIRLINES, INC.; RETROACTIVE MAIL RATES

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled matter, originally assigned to be heard at 10:00 a. m. (eastern standard time) on April 5, 1948, is postponed. Oral argument on this matter will be reassigned on a date to be determined later.

Dated at Washington, D. C., March 24, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-2742; Filed, Mar. 26, 1948;
8:50 a. m.]

[Docket No. 3249]

AEROVIAS NACIONALES DE COLOMBIA, S. A.
(AVIANCA)

NOTICE OF HEARING

In the matter of the application of Aerovias Nacionales de Colombia, S. A. (Avianca) pursuant to section 402 of the Civil Aeronautics Act of 1938, as amended, for a foreign air carrier permit authorizing the foreign air transportation of persons, property and mail between the terminal points Bogota and/or Barranquilla, Colombia, and New York, N. Y., with or without intermediate traffic stops in Jamaica and/or Havana, Cuba, and/or Haiti and/or British West Indies and/or Miami, Florida.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on April 5, 1948 at 10 a. m. (eastern daylight saving time) in Room 131, Wing C, Temporary Building No. 5, south

of Constitution Avenue between 15th Street and 17th Street, N. W., Washington, D. C., before Examiner Barron Fredricks.

Without limiting the scope of the issues presented by said application, particular attention will be directed to the following matters and questions:

1. Whether the proposed air transportation will be in the public interest, as defined in section 2 of the Civil Aeronautics Act of 1938, as amended.

2. Whether the applicant is fit, willing and able to perform such transportation.

3. Whether the authorization of the proposed transportation is consistent with any obligation assumed by the United States in any treaty, convention or agreement in force between the United States and the Republic of Colombia.

Notice is further given that any person desiring to be heard in this proceeding must file with the Board, on or before April 5, 1948, a statement setting forth the issues of fact or law raised by said application which he desires to controvert.

For further details of the service proposed and authorization requested, interested parties are referred to the application on file with the Civil Aeronautics Board.

Dated at Washington, D. C., March 24, 1948.

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-2743; Filed, Mar. 26, 1948;
8:50 a. m.]

FEDERAL FARM MORTGAGE CORPORATION

[Surplus Property Transfer Order 9]

KISATCHIE NATIONAL FOREST

TRANSFER OF JURISDICTION OF SURPLUS FOREST LANDS

Transferring jurisdiction of surplus forest lands within the Kisatchie National Forest and Purchase Unit, Louisiana, to the Forest Service pursuant to the provisions of the Surplus Property Act of 1944 (58 Stat. 765), as amended:

Whereas, the following described lands owned by the United States of America and situated in Rapides Parish, Louisiana, within the Kisatchie National Forest and Purchase Unit have been declared surplus and classified as forest lands pursuant to the provisions of the Surplus Property Act of 1944 (58 Stat. 765), as amended:

Sec. 33:

Part of SW $\frac{1}{4}$ SW $\frac{1}{4}$ more particularly described as follows: Beginning at the Southwest corner of said forty acre tract thence running East to the Southeast corner of said forty, thence running Northwest to the Northwest corner of said forty acre tract, thence running South to the point of beginning, containing 20 acres, more or less.

Containing in all 460 acres of land, more or less.

The lands hereby transferred are subject to:

1. Existing easements for public roads and highways, public utilities, railroads, and pipe lines;

2. Existing mineral reservations and exceptions of record;

3. Less and except all water pipe lines and water system, which includes four water tanks and pump houses, and all connecting pipe and equipment, and subject to the reservation of the right of ingress and egress for the purpose of removing, repairing, and disposing of said water pipe lines, equipment, and water system.

4. Less and except all overhead electrical transmission lines, poles, and system, if any, with right of ingress and egress for the purpose of removing and disposing of same.

Whereas, the Forest Service is desirous of acquiring administrative control and jurisdiction over the above described lands for administration as a part of the Kisatchie National Forest and in furtherance of its program for forestry research and the acquisition has been approved by the National Forest Reservation Commission pursuant to the act of March 1, 1911 (36 Stat. 961) as amended; and

Whereas, the Forest Service has caused the sum of \$10,200, which is the fair value of the lands and improvements thereon, to be covered into the Treasury of the United States for deposit to the credit of the Federal Farm Mortgage Corporation;

Now, therefore, the Federal Farm Mortgage Corporation, pursuant to the authority vested in it in the disposal of surplus agricultural or forest property, by virtue of delegations of authority issued pursuant to the provisions of the aforementioned act of 1944, does hereby transfer the aforesaid lands and improvements thereon to the Forest Service as of this date.

In witness whereof, the Federal Farm Mortgage Corporation has, on this 12th day of February 1948, caused these presents to be duly executed for and in its name and behalf and the seal of the said corporation to be hereunto affixed.

FEDERAL FARM MORTGAGE CORPORATION,

[SEAL] By L. S. SHAMBLIN,
Vice President.

Attest:

W. D. JONES,
Assistant Secretary.

[F. R. Doc. 48-2731; Filed, Mar. 26, 1948;
8:48 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1011]

TEXAS EASTERN TRANSMISSION CORP.

NOTICE OF APPLICATION

MARCH 23, 1948.

Notice is hereby given that on March 9, 1948, an application was filed with the Federal Power Commission by Texas Eastern Transmission Corporation (Applicant), a Delaware corporation with its principal place of business at Shreveport, Louisiana, for:

- (a) An order pursuant to section 7 (b) of the Natural Gas Act, as amended, approving and permitting the abandonment and removal of the following-described facilities: 24.70 miles of 8 $\frac{1}{2}$ -inch O. D. pipe in the Beaumont Texas-Lake Charles, Louisiana area, which is a feeder line and located as follows: Beginning at Applicant's Lake Charles pump station in Calcasieu Parish, Louisiana, thence running generally in a westerly direction for approximately 25.47 miles to Applicant's Echo Pump Station in Orange County, Texas, excepting therefrom the pipe which is located under highways, railroads, and major water crossings.

- (b) A certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of the following-described facilities: 6.09 miles of said 8 $\frac{1}{2}$ -inch O. D. pipe in the Philadelphia area in accordance with the certificate heretofore issued by the Federal Power Commission in Docket No. G-880.

- (c) A certificate authorizing Applicant to store the remainder of said 8 $\frac{1}{2}$ -inch pipe in Applicant's warehouse.

Applicant states that due to the present shortage of steel and pipe that Applicant is unable to purchase the pipe hereinabove described and in order to deliver natural gas to its customers as authorized in Docket No. G-880, it is necessary for Applicant to remove the said 8 $\frac{1}{2}$ -inch pipe, which is not presently being used in the transportation of natural gas, and install a portion of said pipe in the Philadelphia area in order to render service to that area as a part of the Big Inch and Little Big Inch line system.

The application states that the over-all capital cost of removing said pipe line is \$158,000, and the cost of transporting 6.09 miles of said pipe to the Philadelphia area is estimated to be \$10,150. Applicant proposes to finance the cost of the removal and installation of said pipe lines out of funds which it now has on hand.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR 1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent

LOUISIANA MERIDIAN

T. 1 N., R. 2 W.:

Sec. 4:

NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

Sec. 5:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

T. 2 N., R. 2 W.:

Sec. 32:

S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$.

NOTICES

hearing, together with reasons for such a request.

The application of Texas Eastern Transmission Corporation is on file with the Commission and open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of publication of this notice in the *FEDERAL REGISTER*, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules of practice and procedure (as amended on June 16, 1947) (18 CFR 1.8 or 1.10).

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-2725; Filed, Mar. 26, 1948;
8:47 a. m.]

[Docket No. G-1017]

NORTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

MARCH 23, 1948.

Notice is hereby given that on March 15, 1948, Northern Natural Gas Company (Applicant), a corporation organized under the laws of the State of Delaware, with its principal place of business at Omaha, Nebraska, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to abandon a portion of its natural gas pipe line facilities; and to remove the pipe; and to construct and operate certain pipe line facilities more particularly described as follows:

Applicant proposes to abandon approximately 17 miles of 8% inch pipe line lying between Garden City and Sublette, Kansas, and to construct approximately 19.2 miles of 8% inch upon a new location between the two cities above named using the salvaged pipe in the construction together with 2.2 miles of new pipe.

Applicant states that Garden City will be supplied uninterrupted service by it from presently connected gas wells located Southwest of Garden City, Kansas, during the period of abandonment and reconstruction.

Applicant further states that it considers the relocation of the pipe line as proposed a desirable method of connecting one existing gas well and eighteen proposed gas wells with its system when there is shortage of pipe and that the gas from the wells is needed for the fulfilling of its gas requirements from the Kansas portion of the Hugoton Gas Field for 1948.

Applicant further states that the total estimated "out-of-pocket" cost is \$180,400.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Rule 37 of the Commission's rules of practice and procedure (18 CFR

1.37) and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with reasons for such request.

The application of Northern Natural Gas Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from date of publication of this notice in the *FEDERAL REGISTER*, a petition to intervene or protest. Such petition or protest shall conform to the requirements of Rule 8 or 10, whichever is applicable, of the rules of practice and procedure (as amended on June 16, 1947) (18 CFR 1.8 or 1.10).

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-2726; Filed, Mar. 26, 1948;
8:47 a. m.]

It is ordered, That Special Directive No. 38 under Service Order No. 790, be and it is hereby vacated effective 12:01 a. m., March 19, 1948.

A copy of this special directive shall be served upon The Baltimore and Ohio Railroad Company and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the *Federal Register*.

Issued at Washington, D. C., this 18th day of March A. D. 1948.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 48-2718; Filed, Mar. 26, 1948;
8:46 a. m.]

[S. O. 790, Special Directive 38A]

MONONGAHELA RAILWAY CO.

DIRECTIVE TO VACATE ORDER TO FURNISH CARS
FOR RAILROAD COAL SUPPLY

Upon further consideration of the provisions of Service Order No. 790 (12 F. R. 7791), and good cause appearing therefor:

It is ordered, That Special Directive No. 39 under Service Order No. 790, be and it is hereby vacated effective 12:01 a. m., March 19, 1948.

A copy of this special permit shall be served upon The Monongahela Railway Company and notice of this directive shall be given the public by depositing a copy in the office of the Secretary of the Commission, Washington, D. C., and by filing it with the Director of the Division of the *Federal Register*.

Issued at Washington, D. C., this 18th day of March A. D. 1948.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Director,
Bureau of Service.

[F. R. Doc. 48-2719; Filed, Mar. 26, 1948;
8:46 a. m.]

NATIONAL HOUSING AGENCY

Federal Housing Administration

2½ PERCENT WAR HOUSING INSURANCE
FUND DEBENTURES, SERIES HNOTICE OF THIRD CALL FOR PARTIAL
REDEMPTION, BEFORE MATURITY

MARCH 18, 1948.

Pursuant to the authority conferred by the National Housing Act (48 Stat. 1246; 12 U. S. C., 1701 et seq.) as amended, public notice is hereby given that 2½ percent War Housing Insurance Fund Debentures, Series H, of the demonstrations and serial numbers designated below, are hereby called for redemption, at par and accrued interest, on July 1, 1948,

INTERSTATE COMMERCE
COMMISSION

[S. O. 790, Special Directive 38A]

BALTIMORE AND OHIO RAILROAD CO.

DIRECTIVE TO VACATE ORDER TO FURNISH CARS
FOR RAILROAD COAL SUPPLY

Upon further consideration of the provisions of Service Order No. 790 (12 F. R. 7791) and good cause appearing therefor:

on which date interest on such debentures shall cease:

2½ PERCENT WAR HOUSING INSURANCE FUND DEBENTURES, SERIES H

Denomination and Serial Numbers (All Numbers Inclusive)

\$50—\$35 to 687.
\$100—2,105 to 2,698.
\$500—630 to 774.
\$1,000—2,967 to 3,661.
\$5,000—57 to 176.
\$10,000—1,074 to 2,929.

The debentures first issued as determined by the serial numbers were selected for redemption by the Commissioner, Federal Housing Administration, with the approval of the Secretary of the Treasury.

No transfers or denominational exchanges in debentures covered by the foregoing call will be made on the books maintained by the Treasury Department on and after April 1, 1948. This does not affect the right of the holder of a debenture to sell or assign the debenture on or after April 1, 1948, and provision will be made for the payment of final interest due on July 1, 1948, with the principal thereof to the actual owner, as shown by the assignments thereon.

The Commissioner of the Federal Housing Administration hereby offers to purchase any debentures included in this call at any time from April 1, 1948 to June 30, 1948, inclusive, at par and accrued interest, to date of purchase.

Instructions for the presentation and surrender of debentures for redemption on or after July 1, 1948, or for purchase prior to that date will be given by the Secretary of the Treasury.

FRANKLIN D. RICHARDS,
Commissioner.

Approved: March 23, 1948.

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 48-2729; Filed, Mar. 26, 1948;
8:47 a. m.]

2¾ PERCENT HOUSING INSURANCE FUND DEBENTURES, SERIES D

NOTICE OF FIFTH CALL FOR PARTIAL REDEMPTION, BEFORE MATURITY

MARCH 18, 1948.

Pursuant to the authority conferred by the National Housing Act (48 Stat. 1246; 12 U. S. C., 1701 et seq.) as amended, public notice is hereby given that 2¾ percent Housing Insurance Fund Debentures, Series D, of the denomination and serial numbers designated below, are hereby called for redemption, at par and accrued interest, on July 1, 1948, on which date interest on such debentures shall cease:

2¾ PERCENT HOUSING INSURANCE FUND DEBENTURES, SERIES D

Denomination and Serial Numbers (All Numbers Inclusive)

\$10,000—855 to 1,009.
\$10,000—1,020 to 1,064.

The debentures first issued as determined by the serial numbers were selected for redemption by the Commissioner,

Federal Housing Administration, with the approval of the Secretary of the Treasury.

No transfers or denominational exchanges in debentures covered by the foregoing call will be made on the books maintained by the Treasury Department on or after April 1, 1948. This does not affect the right of the holder of a debenture to sell or assign the debenture on or after April 1, 1948, and provision will be made for the payment of final interest due on July 1, 1948, with the principal thereof to the actual owner, as shown by the assignments thereon.

The Commissioner of the Federal Housing Administration hereby offers to purchase any debentures included in this call at any time from April 1, 1948 to June 30, 1948, inclusive, at par and accrued interest, to date of purchase.

Instructions for the presentation and surrender of debentures for redemption on or after July 1, 1948, or for purchase prior to that date will be given by the Secretary of the Treasury.

FRANKLIN D. RICHARDS,
Commissioner.

Approved: March 23, 1948.

JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 48-2730; Filed, Mar. 26, 1948;
8:48 a. m.]

Patent No.	Date of issue	Inventor	Title
2,238,780	4-15-41	C. Reiter, H. J. Helwig	Flash lamp.
2,248,670	7-08-41	H. J. Helwig, M. Maetschke	Flashlight lamp.
2,264,043	11-25-41	W. Ledig, H. J. Helwig	Electric photoflash lamp.

is property of the aforesaid national of a foreign country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 9, 1948.

For the Attorney General.

[SEAL] **DAVID L. BAZELON,**
*Assistant Attorney General,
Director, Office of Alien Property.*

[F. R. Doc. 48-2734; Filed, Mar. 26, 1948;
8:48 a. m.]

[Vesting Order 10658]

SIEMENS & HALSKE A. G. AND DR. ING. W. KROLL

In re: Rights and interests created in Siemens & Halske Aktiengesellschaft of

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. I, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10657]

OSRAM G. M. B. H. KOMMANDITGESELLSCHAFT

In re: United States Letters Patent Nos. 2,238,780; 2,248,670 and 2,264,043 of Osram G. m. b. H. Kommanditgesellschaft, of Berlin, Germany.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Osram G. m. b. H., Kommanditgesellschaft, is a corporation organized under the laws of Germany, having its principal place of business in Germany, and is a national of a foreign country (Germany);

2. That the property described as follows: All right, title, and interest, including all royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Berlin, Germany, by virtue of an agreement dated December 23, 1930, with Dr. Ing. W. Kroll, Luxembourg.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Siemens & Halske Aktiengesellschaft is a corporation organized under the laws of Germany, having its principal place of business in Germany, and is a national of a foreign country (Germany);

2. That the property described as follows: All interests and rights (including all royalties and monies payable or held with respect to such interests and rights, and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Siemens & Halske Aktiengesellschaft by virtue of an agreement dated December 23, 1930, by and between Siemens & Halske Aktiengesellschaft and Dr. Ing. W. Kroll, Luxembourg, which agreement relates, among other things, to United States Letters Patent No. 1,986,585,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid national of a foreign country (Germany).

All determinations and all action required by law, including appropriate con-

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sultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-2735; Filed, Mar. 26, 1948;
8:49 a. m.]

[Vesting Order 10765]

WALLY SCHMID

In re: Stock and bank account owned by Wally Schmid. F-28-28506-A-1, F-28-28506-C-1 and F-28-28506-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Wally Schmid, whose last known address is Laufen (Obb) Freilassingerstrasse, Bad 146, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Two hundred (200) shares of no par value, Class A, common capital stock of Bankers Industrial Service Co., Wilmington, Delaware, a corporation organized under the laws of the State of Delaware, evidenced by certificate number A 1914, for twenty-five (25) shares, certificate number A 1915, for one hundred (100) shares, and certificate number A 2135, for seventy-five (75) shares, registered in the name of Wally Schmid, together with all declared and unpaid dividends thereon, and

b. That certain debt or other obligation owing to Wally Schmid, by Dry Dock Savings Institution, 742 Lexington Avenue, New York 22, New York, arising out of a savings account, account number 211,952, entitled Miss Wally Schmid, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a

national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-2737; Filed, Mar. 26, 1948;
8:49 a. m.]

[Vesting Order 10843]

KAKUMA AND MIYOKO OKI

In re: Cash owned by Kakuma Oki and Miyoko Oki.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Kakuma Oki and Miyoko Oki, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: Cash in the sum of \$2,339.64, presently in the possession of the Treasury Department of the United States in Trust Fund Account, Symbol 158-915, "Deposits, Funds of Civilian Internees and Prisoners of War," and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

[Vesting Order 10801]

NOBUKO HOSOMURA ET AL.

In re: Debts owing to Nobuko Hosomura, also known as N. Hosomura, and others. F-39-5544-E-1, F-39-5550-E-1 and F-39-5588-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Nobuko Hosomura, also known as N. Hosomura; Hideo Kidosaki, also known as H. Kidosaki; and Seiichi Tamehiro, also known as S. Tamehiro, each of whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: Those certain debts or other obligations of The Yokohama Specie Bank, Ltd., Los Angeles Office, Los Angeles, California, and/or Superintendent of Banks of the State of California and Liquidator of The Yokohama Specie Bank, Ltd., Los Angeles Office, c/o State Banking Department, 111 Sutter Street, San Francisco, California, arising out of temporary receipts accounts entitled N. Hosomura, H. Kidosaki and S. Tamehiro, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate con-

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-2739; Filed, Mar. 26, 1948;
8:49 a. m.]

[Vesting Order 10851]

SUKEYOSHI TAKEBE ET AL.

In re: Checks owned by Sukeyoshi Takebe, also known as S. Takebe, Hideo Yamanouchi, also known as H. Yamanouchi, and Kino Yamanouchi.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sukeyoshi Takebe, also known as S. Takebe, Hideo Yamanouchi, also known as H. Yamanouchi, and Kino Yamanouchi, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: Those certain debts or other obligations evidenced by the proceeds from checks, drawn on the Treasurer of the United States and numbered, payable to, dated and in the amounts as set forth in Exhibit A attached hereto, and by reference made a part hereof, said proceeds represented by funds presently on deposit with the United States Treasury in an account entitled, Secretary of the Treasury, Proceeds of Withheld Foreign Checks, and any and all rights to demand, enforce and collect the aforementioned debts or other obligations,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Check No.	Date	Payer	Amount
1,298,913	Dec. 11, 1941	Sukeyoshi Takebe	\$998.75
1,524,222	Oct. 27, 1942	Sukeyoshi Takebe	16.79
1,363,634	Feb. 28, 1942	Hideo Yamanouchi	754.11
1,363,635	Feb. 28, 1942	Kino Yamanouchi	753.85

[F. R. Doc. 48-2740; Filed, Mar. 26, 1948; 8:50 a. m.]

[Vesting Order 10430, Amdt.]

JOHN SCHAAKE

In re: Estate of John Schaake, deceased. File D-28-9959; E. T. sec. 14121. Vesting order 10430, dated December 26, 1947, is hereby amended as follows and not otherwise:

By deleting subparagraph 3 of the said vesting order and substituting therefor the following:

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of John Schaake, deceased, and in and to the Trust under the Will of John Schaake, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

All other provisions of said Vesting Order 10430 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 12, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-2741; Filed, Mar. 26, 1948;
8:50 a. m.]

[Vesting Order 10914]

OTTO BECKORD ET AL.

In re: Real property and a claim owned by Otto Beckord and others.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Beckord, whose last known address is Luedenscheid, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Frederick Beckord, also known as Frederick C. Beckord, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows:

a. Real property situated in the Township of Readington, County of Hunterdon, State of New Jersey, particularly

described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property, and

b. That certain debt or other obligation owing to the persons identified in subparagraphs 1 and 2 by Ryman Herr, 82 Main Street, Flemington, New Jersey, arising out of rentals collected on the property described in subparagraph 3-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons identified in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 3-b hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraph 3-b hereof,

All such property so vested to be held, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

EXHIBIT A

All those certain tracts or parcels of land situate and lying in the Township of Readington, County of Hunterdon and State of New Jersey, described as follows:

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Tract one. Beginning at a corner in the middle of the public road from East Whitehouse to Pleasant Run being 17.1 ft from an iron on line running (1) by line of Lot of Emma Space South 54 degs and 35 mins East 188.1 ft to an iron for corner in line of land of formerly Geo. H. Dalley; thence (2) South 38 degs and 25 mins West 57.8 ft to stake; thence (3) by line of Lot #2 North 54 degs and 35 mins East 188.1 ft to corner in middle of aforesaid road; thence (4) North 38 degs and 25 mins East 57.8 ft to the place of beginning and containing one fourth of an acre more or less. Being the same Lot of land which was conveyed to Stephen K. Large by C. T. Swackhamer in the year 1880 and is recorded in Hunterdon County Book of Deeds 193 page 206 also being Lot #1 of a subdivision of Land made by said Large in the year 1913.

Tract two. Beginning at a corner in the middle of the public road from East Whitehouse to Pleasant Run and running (1) by the southerly line of the above described Lot and passing thru the middle of a well South 54 degs and 35 mins East 188.1 ft to stake in line of formerly Geo. H. Dalley; thence (2) by said line South 38 degs and 25 mins West 58.5 ft to stake; thence (3) by line of Lot #3 now belonging to Mrs. Dilts North 54 degs and 35 mins West 188.1 ft to corner in middle of aforesaid road; thence (4) North 38 degs and 25 mins East 58.5 ft to the place of beginning and containing one fourth of an acre more or less. Being the same lot of land which was conveyed to Stephen K. Large by Daniel Brown and C. T. Swackhamer in the year 1873 and is recorded in Hunterdon County Book of Deeds 153 370 page. Also being Lot #2 of a subdivision of land made by said Large in the year 1913.

Tract three. Beginning at an iron at the southeasterly corner of the whole tract of which this a part and running (1) by line of land of Margaret A. Stone north 38 degs and 45 mins East 343.5 ft to an iron; thence (2) by a line of land about to be conveyed to Orilda LaTerre's house Lot; thence (3) by line of land of Emma Space and others South 38 degs and 45 mins West 349.3 ft to iron; thence (4) by line of land of Geo E. Hamlin South 54 degs East 231 ft to the place of beginning and containing one and eighty-four hundredths (1.84) acres. It being the southerly portion of a tract of land conveyed to Augustus C. Durling by Margaret A. Stone by Deed dated Nov. 6, 1917 which Deed is found in the Records of Hunterdon County in Book 323 page 382.

Tract Four. Beginning at an iron at the northeast corner of other land belonging to the party of the second part and running (1) by line of land remaining to party of the first part south 52 degs and 30 min. east 61.5 feet to an iron; thence (2) by line of lands of M. P. Naylor and Wm. Schumacher south 38 degs and 30 min. west 341.8 ft. to an iron; thence (3) north 54 degs. west 63 ft to an iron; thence (4) by line of other lands of party of the second part North 38 degs and 45 min. east 343.5 ft. to the place of Beginning. Containing forty-nine hundredths (0.49) of an acre. It being a portion of a larger tract conveyed to Margaret A. Fleming by Mary A. Dalley Exec. of the Est. of Geo. H. Dalley dec'd. by deed dated April 22, 1915 which deed is recorded in the Hunt. Co. Clerk's Office in Book 314 of deeds, page 95 etc.

Tract Five. Beginning at a corner to lands now or formerly Fred Beckord and Harry Van Fleet and running (1) by line of other land of Orilda Van Doren LaTerre Lomerson by bearing as in old deed North thirty-eight degrees forty-five minutes East one hundred seventeen and five tenths feet more or less to a corner to the same; thence (2) Southeasternly along lands of Arthur W. Bodwell two hundred thirty-one feet more or less to a corner in line of land of Clarence E. Brokaw;

thence (3) by line of Brokaw South thirty-eight degrees forty-five minutes West forty-seven feet more or less to the Northerly line of State Highway, Route #28; thence (4) Westerly along the Northerly line of State Highway #28, it being eighty feet Northerly and parallel to center line thereof one hundred eighty-one feet more or less to a point in the same corner to lands of now or formerly Beckord; thence (5) by line of now or formerly Beckord land North fifty-two degrees thirty minutes West sixty-nine feet more or less to the Place of Beginning and containing forty-nine hundredths (0.49) Acres more or less.

Excepting to the State from the said Tract Five, whatever slope and drainage or other rights they may have acquired North of course #4 of said tract.

Being a part of the same premises conveyed to Orilda LaTerre by Augusta C. Durling and wife, by deed bearing date Feb. 11, 1921 and recorded in Hunterdon County Clerk's Office in book 340 of deeds page 212.

Saving and excepting, however, from Tracts One, Two and Three hereinabove described all that certain lot, tract or parcel of land and premises, situate, lying and being in the Township of Readington in the County of Hunterdon, and State of New Jersey, and more particularly described as follows:

Parcel #R-3, as indicated on a certain plan filed or about to be filed in the Office of the Clerk of Hunterdon County and in the Office of the Clerk of Somerset County, showing particularly the location of the center line and right of way lines of State Highway Route-28 (1927) Section-25, Whitehouse to North Branch, as adopted by the State Highway Commissioner, which plan is entitled "New Jersey State Highway Department, General Property Key Map, Route 28 (1927) Section 25, Whitehouse to North Branch, showing existing right of way & parcels to be acquired in the Township of Readington, Hunterdon County, and in the Townships of Branchburg and Bridgewater, Somerset County, Scales as shown, April 1940".

Parcel No. R-3, beginning at a point in the dividing line between lands of the grantor herein on the southwest and lands now or formerly of Orilda Van Doren La Terre Lomerson on the northeast where said dividing line is intersected by the new northerly right of way line of State Highway Route-28 (Rev. 1927) Section 25, Whitehouse to North Branch, said beginning point being distant eighty feet (80') measured northerly from, at right angles to the new center line of said State Highway as laid down on the aforesaid plan at about Station 498+67 and running: Thence (1) in a southeasterly direction along said dividing line and along the dividing line between lands of the grantor herein on the southwest and lands now or formerly of Clarence E. Brokaw on the northeast, a distance of two hundred twenty-four feet (224') more or less to a point in the dividing line between lands of the grantor herein on the northwest and lands now or formerly of John W. Van Syckle on the southeast; thence (2) in a southwesterly direction along said last mentioned dividing line, a distance of seventy-nine feet (79') more or less to its intersection with the new southerly right of way line of the aforesaid State Highway distant eighty feet (80') measured southerly from, at right angles to the aforesaid new center line of said State Highway as laid down on the aforesaid plan at about Station 500+40; thence (3) in a westerly direction along said new southerly right of way line parallel to and distant eighty feet (80') measured southerly from, at right angles to the aforesaid new center line of said State Highway, a distance of three hundred twenty-four feet (324') more or less to

its intersection with the dividing line between lands of the grantor herein on the southeast and lands now or formerly of the Heirs of the Estate of Bertha Bailey on the Northwest; thence (4) in a northeasterly direction along said last mentioned line, a distance of thirty-seven feet (37') more or less to a corner; thence (5) in a northwest direction still along the dividing line between lands of the grantor herein and lands now or formerly of the Heirs of the Estate of Bertha Bailey, aforesaid, a distance of one hundred sixty-eight feet (168') more or less to a point in the existing southeasterly right of way line of the road leading to Pleasant Run; thence (6) in a northeasterly direction along said existing southeasterly right of way line of the road leading to Pleasant Run, a distance of one hundred fifteen feet (115') more or less to a point in the dividing line between lands of the grantor herein on the southwest and lands now or formerly of Harry Van Fleet on the northeast; thence (7) in a southeasterly direction along said last mentioned dividing line, a distance of one hundred sixty-eight feet (168') more or less to a corner; thence (8) in a northeasterly direction, still along the dividing line between lands of the grantor herein and lands now or formerly of Harry Van Fleet, aforesaid, a distance of twenty-six feet (26') more or less to its intersection with the aforesaid new northerly right of way line of said State Highway; thence (9) in an easterly direction along said new northerly right of way line parallel to and distant eighty feet (80') measured northerly from, at right angles to the aforesaid new center line of said State Highway, a distance of seventy-seven feet (77') more or less to the point and place of Beginning; Containing one acre and three hundred eighty-five thousandths of an acre (1.385 A) be the same more or less;

Together with all right, title and interest that the grantor herein may have in and to the aforesaid road leading to Pleasant Run adjoining the above described premises;

And also such drainage rights as may be necessary or desirable adequately to drain and protect the aforesaid State Highway when and as constructed the full right of way width or any portion thereof; including the right and privilege to lay, construct, maintain, use, repair, renew and operate a sub-surface drain pipe, concrete headwall and concrete apron on lands of the grantor herein outside the highway right of way as may be necessary or desirable substantially at the location shown on the aforesaid plan, and the right to maintain the free and unobstructed flow of water to, through and from said sub-surface drain pipe;

And also the right and privilege to form and maintain on other lands of grantor herein adjoining the lands hereinabove described, such slopes as may be necessary or desirable in grading the full right of way width of the aforesaid State Highway; which slopes will extend substantially to the lines marked "Slope E. W." on the aforesaid plan;

Provided, however, That such slope rights will cease to exist and become null and void if and when the level of the adjacent land is brought to the level of the highway, or if and when the conditions of the adjacent property are so changed by the owner as to make the slope rights no longer necessary.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents issues and profits thereof and every part and parcel thereof.